

State of Colorado
Oil and Gas Conservation Commission

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Document Number:
401764897
Date Issued:
09/17/2018
Date Resolved:
03/12/2021

NOTICE OF ALLEGED VIOLATION - RESOLVED

Per Rule 522, the Director has reasonable cause to believe that a violation of the Act, or of any Commission rule, order, or permit has occurred, the Director will require the operator to remedy the violation and may commence an enforcement action seeking penalties by issuing a Notice of Alleged Violation (NOAV). Per Rule 523, an operator who violates the Act, or a Commission rule, order, or permit may be subject to a penalty imposed by Commission order.

OPERATOR INFORMATION

OGCC Operator Number: 83555

Name of Operator: SUNBURST INC

Address: 1401 E GIRARD STE 143

City: ENGLEWOOD State: CO Zip: 80110

Contact Name and Telephone:

Name: JAY JACKSON

Phone: (303) 781-3044 Fax: ()

Email: sun1045@aol.com

Well Location, or Facility Information (if applicable):

API Number: 05-123-31719-00

Facility or Location ID:

Name: JOKER

Number: 36-9-62

QtrQtr: NWNW

Sec: 36

Twp: 9N

Range: 62W

Meridian: 6

County: WELD

ALLEGED VIOLATION

Rule: 912.b

Rule Description: Venting or Flaring Natural Gas - Notice and Prior Approval Required

Initial Discovery Date:

Was this violation self-reported by the operator? No

Date of Violation:

Approximate Time of Violation:

Was this a discrete violation of obvious duration? No

Description of Alleged Violation:

Pursuant to Rule 912.b., except for gas flared or vented during an upset condition, well maintenance, well stimulation flowback, purging operations, or a productivity test, Sunburst Inc ("Operator") shall flare or vent gas from a well only after Operator has given notice to, and obtained approval from, COGCC on a Sundry Notice ("Form 4").

On July 20, 2018, COGCC Staff conducted an inspection of the Joker #36-9-62 (API No. 05-123-31719, "Well"), and observed gas venting from the candlestick flare without an ignition source. COGCC Staff recorded photographs showing the disconnected spark plug on the candlestick flare, and the closed inlet valve to the emissions control device ("ECD"). (Field Inspection Report No. 691200294, including Photograph Nos. 7-10 in Attachment No. 691200295).

On July 24, 2018, COGCC Staff returned to the Well location and recorded optical gas imagery video showing VOCs venting through the candlestick flare, and photographs confirming the continued disconnection of the candlestick flare ignition wire and closure of the ECD inlet valve. COGCC Staff observed that the venting was occurring during non-upset conditions. (Field Inspection Report No. 691200294, including Photograph Nos. 3-7 in Attachment No. 691200298, and FLIR Video in Attachment No. 691200299).

As of September 24, 2018, Operator has not submitted a Form 4 to request COGCC approval to vent or flare from the Well.

Operator performed unauthorized venting of natural gas from the Well, violating Rule 912.b.

Abatement or Corrective Action Required to be Performed by Operator:

Corrective Action Due Date: 09/20/2018

Proper and timely abatement does not preclude the assessment of penalties and an Order Finding Violation.

Operator shall immediately cease all venting and flaring at the Well location.

Within 3 calendar days after the issuance date of this NOAV, Operator shall contact the COGCC Area Engineer for next steps.

Operator shall not resume venting or flaring until it receives COGCC approval via Form 4. Form 4 Sundry Notice shall meet the criteria in the COGCC Rule 912 Flaring and Venting Statewide - Notice to Operators dated January 12, 2016.

PENALTY

Penalties for violations alleged in this NOAV will be calculated pursuant to Rule 523, with daily penalties accruing pursuant to Section 34-60-121(1), C.R.S.

ANSWER

Pursuant to Rule 522.d.(2), the operator must file an Answer to this NOAV within 28 days of its receipt, or a default judgement may be entered. An answer will, at a minimum, discuss the allegations contained in the NOAV, responding to each; identify corrective actions taken in response to the NOAV, if any; and identify facts known to the operator at the time that are relevant to the operator's response to the alleged violations. Hard copy answers are filed with the Commission Secretary at the Commission's Denver office and should also be emailed to dnr_cogccenforcement@state.co.us.

NOAV ISSUED

NOAV Issue Date: 09/17/2018

COGCC Representative Signature: _____

COGCC Representative: Kira Gillette

Email: kira.gillette@state.co.us

Title: NOAV Specialist

Phone Num: (303) 894-2100

CORRECTIVE ACTION COMPLETED

Rule: 912.b

Rule Description: Venting or Flaring Natural Gas - Notice and Prior Approval Required

Corrective Action Start Date: _____

Corrective Action Complete Date: _____

Has corrective action for this violation been performed as required? No

Description of Actual Corrective Action Performed by Operator

NOAV closed pursuant to Order 1V-698.

FINAL RESOLUTION

Cause #: 1v Order #: 698 Docket #: 190600334

Enforcement Action: Administrative Order of Consent

Final Resolution Date: 06/18/2019

Final Resolution Comments:

NOAV closed pursuant to Order 1V-698.

ATTACHMENT LIST

View Attachments in Imaged Documents on COGCC website (<http://ogccweblink.state.co.us/>) - Search by Document Number.

<u>Document Number</u>	<u>Description</u>
401764897	NOAV APPROVED
401764939	NOAV COVER LETTER
401764940	NOAV CERTIFIED MAIL RECEIPT
401764955	NOAV ISSUED
401764995	NOAV IN PROCESS
401970314	NOAV CERTIFIED MAIL RETURN RECEIPT

Total Attach: 6 Files